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Jonathan Perry*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ADAM WYNN TINGLEY,

Plaintiff,

vs.

NEVADA DEPARTMENT OF  
CORRECTIONS, et al.,

Defendants.

Case No. 3:14-cv-00358-MMD-VPC

**LIMITED OPPOSITION TO PLAINTIFF'S  
MOTION TO NAME DEFENDANT #5 JANE  
DOE, NURSE AT W.S.C.C.**

Defendants, Romeo Aranas, Bruce Bannister, Marsha Johns, and Jonathan Perry, by and through counsel, Adam Paul Laxalt, Attorney General of the State of Nevada, and Benjamin R. Johnson, Deputy Attorney General, hereby file their Limited Opposition to Plaintiff's Motion to Name Defendant #5 Jane Does, Nurse at W.S.C.C. (#47). This limited opposition is based on the following memorandum of points and authorities and the papers and pleadings on file herein.

**MEMORANDUM OF POINTS AND AUTHORITIES**

**I. DISCUSSION**

On June 29, 2015, Plaintiff Adam Wynn Tingley filed a Motion to Name Defendant #5 Jane Does, Nurse at W.S.C.C. Plaintiff seeks to substitute in the name of a Doe Defendant named in his Amended Complaint. Defendants do not oppose the substitution of Sue

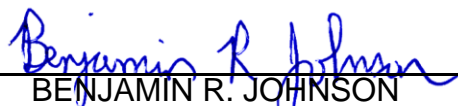
Hoffman for Doe Defendant #5 as this request is timely made. However, Local Rule 15-1 states that "the moving party shall attach the proposed amended pleading to any motion to amend, so that it will be complete in itself without reference to the superseding pleading." Plaintiff did not attach a complete proposed amended complaint to his motion, only the name of the proposed substituted Defendant. To the extent the Court requires Plaintiff to file a full amended complaint naming Sue Hoffman as a party, Defendants oppose the Motion until one has been filed.

## II. CONCLUSION

Defendants do not oppose Plaintiff's Motion provided that he complies with the local rules. If the Court requires Plaintiff to submit a full amended complaint, his motion should be denied until he complies with the local rule.

DATED this 10<sup>th</sup> day of July, 2015.

ADAM PAUL LAXALT  
Attorney General


By:   
BENJAMIN R. JOHNSON  
Deputy Attorney General  
Bureau of Litigation  
Public Safety Division

*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 10<sup>th</sup> day of July, 2015, I caused to be deposited for mailing, a true and correct copy of the foregoing, **LIMITED OPPOSITION TO PLAINTIFF'S MOTION TO NAME DEFENDANT #5 JANE DOE, NURSE AT W.S.C.C.**, to the following:

ADAM WYNN TINGLEY  
6015 CLEAR CREEK DRIVE  
RENO, NV 89502

  
An employee of the  
Office of the Attorney General